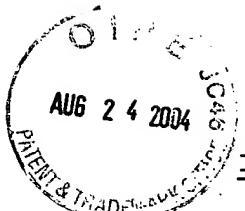


JPW AF 11635



Dkt. 62683/JPW/AJM/JCS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Pinsky, David Stern and Shi-Fang Yan

Serial No.: 09/648,389 Group Art Unit: 1635

Filed : August 25, 2000 Examiner: Terra Gibbs

For : METHODS FOR SUPPRESSING EARLY GROWTH RESPONSE-1 PROTEIN (EGR-1) TO REDUCE VASCULAR INJURY IN A SUBJECT

1185 Avenue of the Americas  
New York, New York 10036  
August 17, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop AF

Sir:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board from the decision of the Examiner mailed February 17, 2004 finally rejecting pending claims 16, 18-20, 22-30 and 32-36 in connection with the above-identified application. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) is ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00) for a small entity and a check for this amount is enclosed. Applicants are concurrently filing a request for an additional one-month extension of time, making this application pending today.

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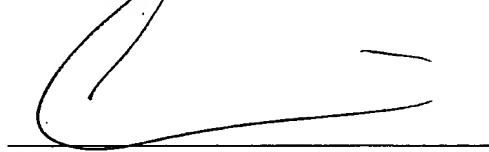
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165.00 **DP**

Applicants: David Pinsky, David Stern and Shi-Fang Yan  
U.S. Serial No.: 09/648,389  
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Page 2

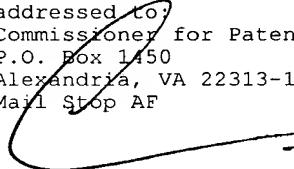
No fee, other than the enclosed \$165.00 fee for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
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 8/17/04  
Alan J. Morrison  
Reg. No. 37,399